## SEALED

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

CASE NO.

| RYAN BRESLOW, | <b>ALEX</b> | FINE, | and | JON |
|---------------|-------------|-------|-----|-----|
| GORDON,       |             |       |     |     |

Plaintiffs,

VS.

MARK PHILLIPS and BENJAMIN REED,

| Defendants. |  |
|-------------|--|
|-------------|--|

FEB 2 3 2023

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## MOTION FOR PLAINTIFFS' COUNSEL TO APPEAR TELEPHONICALLY FOR HEARING ON PLAINTIFFS' EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER

Plaintiffs respectfully request that the Court permit its counsel, Christopher T. Berg (*pro hac vice* admission pending) to appear telephonically or by remote videoconference at any hearing set for Plaintiffs' *Ex Parte* Application for Temporary Restraining Order.

Good cause exists to grants Plaintiffs' request because Mr. Berg, who lives in Los Angeles, California, is the attorney best suited to discuss the technologically complex fraud alleged in the moving papers. Additionally, Plaintiffs are seeking immediate, emergency relief—with a hearing date (if any) yet to be determined—and a remote appearance will save attorneys' fees and travel costs.

Counsel is available for a telephonic hearing at the Court's convenience at (424) 202-5506, or by any other means the Court directs.

Dated: February 23, 2023

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Benjamin J. Kussman (pro hac vice pending)

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Counsel for Plaintiffs Ryan Breslow, Alex Fine, and Jon Gordon

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